

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION**

TENTATIVE

ORDER NO. R9-2003-0243

**ASSESSMENT OF
ADMINISTRATIVE CIVIL LIABILITY
WITH MANDATORY MINIMUM PENALTIES
AGAINST
THE CITY OF CORONADO
GLORIETTA BAY SEWAGE PUMP STATION DEWATERING
DISCHARGE TO SAN DIEGO BAY
FOR VIOLATIONS OF ORDER NO. 2000-90**

The San Diego Regional Water Quality Control Board, San Diego Region (hereinafter Regional Board), having held a public hearing on June 11, 2003, to hear evidence and comments on the allegations contained in Complaint No. R9-2003-0149, dated April 10, 2003, and on the recommendation for administrative assessment of Civil Liability pursuant to California Water Code section 13385 in the amount of \$9,000 finds as follows:

1. The City of Coronado was issued waste discharge requirements pursuant to Order No. 2000-90 for the discharge of extracted groundwater from the construction of the Glorietta Bay Sewage Pump Station located at 1980 Strand Way, Coronado.
2. The construction dewatering system at the Glorietta Bay Sewage Pump Station extracted groundwater for the sub-grade construction activities and discharged to San Diego Bay.
3. Self Monitoring Reports (SMRs) from the City of Coronado for the period from June 2002 through July 2002 indicate various violations of Order No. 2000-90. These violations are due to effluent limit exceedances of total coliform and total suspended solids. Complaint No. R9-2003-0149 (Table 1) summarizes the discharge limitations set forth in Order No. 2000-90 and the violations by the City of Coronado during the period in question. Based on these SMRs there are a total of three violations (two serious and one chronic).
4. Under California Water Code section 13385(h) and (i), the two serious and one chronic violations are subject to mandatory minimum penalties.
5. The violations are assessed \$3,000 per violation, giving a total mandatory minimum penalty of \$9,000 for the three violations.

6. Consideration of the information available to the Regional Board prior to the hearing and described in greater detail in Complaint No. R9-2003-0149 supports assessment of civil liability pursuant to Water Code section 13385(h) and (i) in the amount of \$9,000 as detailed in Table 1 of Complaint No. R9-2003-0149.
7. The Regional Board incurred costs totaling \$3,200, which includes investigation, preparation of enforcement documents, and communication with the discharger.
8. Issuance of this Order is exempt from the provisions of the California Environmental Quality Act (Public Resources Code section 21000 et seq.) in accordance with Section 15321, Chapter 3, Title 14, California Code of Regulations.

IT IS HEREBY ORDERED that pursuant to section 13385 of the California Water Code, civil liability is imposed on the City of Coronado in the amount of nine thousand dollars (\$9,000) and that the rationale for the assessment contained in Complaint No. R9-2003-0149 is hereby incorporated into this Order.

I, John H. Robertus, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an Order imposing civil liability assessed by the California Regional Water Quality Control Board, San Diego Region, on June 11, 2003.

TENTATIVE

JOHN H. ROBERTUS
Executive Officer